

**UNITED STATES
DISTRICT COURT**
SOUTHERN DISTRICT OF CALIFORNIA
SAN DIEGO DIVISION

154621 - TC

**September 02, 2008
16:38:30**

Habeas Corpus

USAO #: 08-1037

Judge.: IRMA E GONZALEZ

Amount.: \$5.00 00

Check#: 196-097650

Total-> \$5.00

FROM: SALCEDA VS SALAZAR

REPORT ID: TS3030 ".701

REPORT DATE: 08/15/08

PAGE NO: 1

CALIFORNIA DEPARTMENT OF CORRECTIONS
CHUCKAWALLA VALLEY PRISON
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: FEB. 01, 2008 THRU AUG. 15, 2008

ACCOUNT NUMBER : J90933
ACCOUNT NAME : SALCEDA, LEOVARDO
PRIVILEGE GROUP: A

BED/CELL NUMBER: D90000000000237L
ACCOUNT TYPE: I

TRUST ACCOUNT ACTIVITY

DATE	TRAN	CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
02/01/2008			BEGINNING BALANCE					231.91
02/05	W440		DONATION-LING	2456CPIZZA			21.50	210.41
02/11	FC04		DRAW-FAC 4	2525/D-YD			70.00	140.41
03/10	W810		CANCELLED CHE	2853/93978			20.00-	160.41
04/03	W536		COPAY CHARGE	3143/M4/02			5.00	155.41
04/07	FC04		DRAW-FAC 4	3176/D YD			100.00	55.41
04/22	W512		LEGAL POSTAGE	3397/4-22			2.16	53.25
04/22	W512		LEGAL POSTAGE	3397/4-22			1.14	52.11
04/22	W512		LEGAL POSTAGE	3397/4-22			2.16	49.95
04/22	W512		LEGAL POSTAGE	3396/4-22			4.60	45.35
04/22	W512		LEGAL POSTAGE	3396/4-22			2.16	43.19
04/23	W516		LEGAL COPY CH	3406/4-23			1.60	41.59
05/06	FR01		CANTEEN RETUR	703563			3.80-	45.39
05/22	W512		LEGAL POSTAGE	3798/05-22			0.97	44.42
06/05	W536		COPAY CHARGE	3974/D6-05			5.00	39.42
06/09	FC04		DRAW-FAC 4	4022/D			10.00	29.42
06/10	W512		LEGAL POSTAGE	4042/6-9			5.96	23.46
06/26	W415		CASH WITHDRAW	4256/COURT 196097370			3.00	20.46
07/07	D554		INMATE PAYROL	0072/JUN08		14.67		35.13
07/11	*W415		CASH WITHDRAW	0148/USGOV 196097452			10.00	25.13
07/17	D340		EFT DEPOSIT	0215JLAURA		40.00		65.13
07/31	W415		CASH WITHDRAW	0372/FEDBK 196097536			36.00	29.13
08/05	D554		INMATE PAYROL	0428/JUL08		3.51		32.64
08/05	D554		INMATE PAYROL	0426/JUL08		10.49		43.13
08/11	FC04		DRAW-FAC 4	0513/D-YD			35.00	8.13
08/13	D340		EFT DEPOSIT	0540JLAURA		10.00		18.13

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
231.91	78.67	292.45	18.13	0.00	0.00

CURRENT
AVAILABLE
BALANCE

18.13

INMATE COPY

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CALIFORNIA DEPARTMENT OF CORRECTIONS
CHUCKAWALLA VALLEY PRISON
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU AUG. 25, 2008

ACCOUNT NUMBER : J90933 BED/CELL NUMBER: D90000000000237L
ACCOUNT NAME : SALCEDA, LEOVARDO ACCOUNT TYPE: I
PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
01/01/2008		BEGINNING BALANCE					284.88
01/04	W512	LEGAL POSTAGE	2072/1-3		0.97		283.91
01/08	FC03	DRAW-FAC 3	2114/C-YD		50.00		233.91
01/10	W516	LEGAL COPY CH	2162/1/9		0.80		233.11
01/25	W516	LEGAL COPY CH	2311/1-22		1.20		231.91
02/05	W440	DONATION-LING	2456CPIZZA		21.50		210.41
02/11	FC04	DRAW-FAC 4	2525/D-YD		70.00		140.41
03/10	W810	CANCELLED CHE	2853/93978		20.00		160.41
04/03	W536	COPAY CHARGE	3143/M4/02		5.00		155.41
04/07	FC04	DRAW-FAC 4	3176/D YD		100.00		55.41
04/22	W512	LEGAL POSTAGE	3397/4-22		2.16		53.25
04/22	W512	LEGAL POSTAGE	3397/4-22		1.14		52.11
04/22	W512	LEGAL POSTAGE	3397/4-22		2.16		49.95
04/22	W512	LEGAL POSTAGE	3396/4-22		4.60		45.35
04/22	W512	LEGAL POSTAGE	3396/4-22		2.16		43.19
04/23	W516	LEGAL COPY CH	3406/4-23		1.60		41.59
05/06	FR01	CANTEEN RETUR	703563		3.80		45.39
05/22	W512	LEGAL POSTAGE	3798/05-22		0.97		44.42
06/05	W536	COPAY CHARGE	3974/D6-05		5.00		39.42
06/09	FC04	DRAW-FAC 4	4022/D		10.00		29.42
06/10	W512	LEGAL POSTAGE	4042/6-9		5.96		23.46
06/26	W415	CASH WITHDRAW	4256/COURT 196097370		3.00		20.46
07/07	D554	INMATE PAYROL	0072/JUN08	14.67			35.13
07/11	W415	CASH WITHDRAW	0148/USGOV 196097452		10.00		25.13
07/17	D340	EFT DEPOSIT	0215JLAURA	40.00			65.13
07/31	W415	CASH WITHDRAW	0372/FEDBK 196097536		36.00		29.13
08/05	D554	INMATE PAYROL	0428/JUL08	3.51			32.64
08/05	D554	INMATE PAYROL	0426/JUL08	10.49			43.13
08/11	FC04	DRAW-FAC 4	0513/D-YD		35.00		8.13
08/13	D340	EFT DEPOSIT	0540JLAURA	10.00			18.13
08/19	W415	CASH WITHDRAW	0625USCOUR 196097621		5.00		13.13



THIS WITHIN INSTRUMENT IS A CORRECT
COPY OF THE TRUST ACCOUNT MAINTAINED
BY THIS OFFICE.
ATTEST: 8-25-08
CALIFORNIA DEPARTMENT OF CORRECTIONS
BY: [Signature]
PRINT NAME: [Name]

REPORT ID: TS3030 .701

REPORT DATE: 08/25/08

PAGE NO: 2

CALIFORNIA DEPARTMENT OF CORRECTIONS
CHUCKAWALLA VALLEY PRISON
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU AUG. 25, 2008

ACCT: J90933

ACCT NAME: SALCEDA, LEOVARDO

ACCT TYPE: I

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
284.88	78.67	350.42	13.13	0.00	0.00

CURRENT
AVAILABLE
BALANCE

13.13

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CHUCKAWALLA VALLEY PRISON
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU AUG. 25, 2008

TOTAL NUMBER OF STATEMENTS PRINTED: 1

TOTAL CURRENT BALANCE FOR ALL THE STATEMENTS: 13.13

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01/01/2008			BEGINNING BALANCE					284.88
01/04	W512		LEGAL POSTAGE 2072/1-3			0.97		283.91
01/08	FC03		DRAW-FAC 3 2114/C-YD			50.00		233.91
01/10	W516		LEGAL COPY CH 2162/1/9			0.80		233.11
01/25	W516		LEGAL COPY CH 2311/1-22			1.20		231.91
02/05	W440		DONATION-LING 2456CPIZZA			21.50		210.41
02/11	FC04		DRAW-FAC 4 2525/D-YD			70.00		140.41
03/10	W810		CANCELLED CHE 2853/93978			20.00		160.41
04/03	W536		COPAY CHARGE 3143/M4/02			5.00		155.41
04/07	FC04		DRAW-FAC 4 3176/D YD			100.00		55.41
04/22	W512		LEGAL POSTAGE 3397/4-22			2.16		53.25
04/22	W512		LEGAL POSTAGE 3397/4-22			1.14		52.11
04/22	W512		LEGAL POSTAGE 3397/4-22			2.16		49.95
04/22	W512		LEGAL POSTAGE 3396/4-22			4.60		45.35
04/22	W512		LEGAL POSTAGE 3396/4-22			2.16		43.19
04/23	W516		LEGAL COPY CH 3406/4-23			1.60		41.59
05/06	FR01		CANTEEN RETUR 703563			3.80		45.39
05/22	W512		LEGAL POSTAGE 3798/05-22			0.97		44.42
06/05	W536		COPAY CHARGE 3974/D6-05			5.00		39.42
06/09	FC04		DRAW-FAC 4 4022/D			10.00		29.42
06/10	W512		LEGAL POSTAGE 4042/6-9			5.96		23.46
06/26	W415		CASH WITHDRAW 4256/COURT 196097370			3.00		20.46
07/07	D554		INMATE PAYROL 0072/JUN08		14.67			35.13
07/11	*W415		CASH WITHDRAW 0148/USGOV 196097452			10.00		25.13
07/17	D340		EFT DEPOSIT 0215JLAURA		40.00			65.13
07/31	W415		CASH WITHDRAW 0372/FEDBK 196097536			36.00		29.13
08/05	D554		INMATE PAYROL 0428/JUL08		3.51			32.64
08/05	D554		INMATE PAYROL 0426/JUL08		10.49			43.13
08/11	FC04		DRAW-FAC 4 0513/D-YD			35.00		8.13
08/13	D340		EFT DEPOSIT 0540JLAURA		10.00			18.13
08/19	W415		CASH WITHDRAW 0625USCOUR 196097621			5.00		13.13

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CURRENT
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13.13

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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
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11 LEOVARDO SALCEDA,

12 Petitioner,

13 v.

14 JOHN F. SALAZAR, Warden, et al.,

15 Respondents.
16

Civil No. 08-1037 IEG (PCL)

**ORDER DENYING IN FORMA
PAUPERIS APPLICATION AND
DISMISSING CASE WITHOUT
PREJUDICE**

17 Petitioner, a state prisoner proceeding pro se, has not paid the \$5.00 filing fee and has
18 filed a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254, together with a request
19 to proceed in forma pauperis pursuant to 28 U.S.C. § 1915(a).


20 The request to proceed in forma pauperis is denied because Petitioner has not provided
21 the Court with sufficient information to determine Petitioner's financial status. A request to
22 proceed in forma pauperis made by a state prisoner must include a certificate from the warden
23 or other appropriate officer showing the amount of money or securities Petitioner has on account
24 in the institution. Rule 3(a)(2), 28 U.S.C. foll. § 2254; Local Rule 3.2. Petitioner has failed to
25 provide the Court with the required Prison Certificate.¹
26

27 ¹ The Court notes that Petitioner attached to his in forma pauperis application, a request to
28 withdraw \$5.00 from his prison trust account. It appears Petitioner signed the request on July 6, 2008.
As of the date of this Order, this Court has not received the \$5.00 from the correctional facility to which
Petitioner is confined.

1 Accordingly, the Court **DENIES** the request to proceed in forma pauperis, and
2 **DISMISSES** the case without prejudice. To have the case reopened, Petitioner must, **no later**
3 **than September 8, 2008**, provide the Court with: (1) a copy of this Order together with the
4 \$5.00 filing fee; or (2) a copy of this Order together with adequate proof that Petitioner cannot
5 pay the \$5.00 filing fee. *For Petitioner's convenience, the Clerk of Court shall attach an in*
6 *forma pauperis form to this Order.*

7 **IT IS SO ORDERED.**

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9 **DATED: July 28, 2008**

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11 **IRMA E. GONZALEZ, Chief Judge**
12 **United States District Court**
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